

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO

JACK RUNSER,

Plaintiff,

v.

CITY OF DAYTON, ET AL,

Defendants

Case No. 3:21-cv-00160-TMR

Judge: ROSE

MOTION FOR EXTENSION OF
TIME TO PLEAD OR RESPOND TO
AMENDED COMPLAINT

Defendant Christopher Malson respectfully submits this Motion to for an Extension of Time to plead or respond to the Amended Complaint. (Doc#20.) Plaintiff seeks an extension of time until 14 days after the Court rules on the Motion to Strike. (Doc#22.)

As grounds for this Motion, Defendant Malson states:

The Amended Complaint filed by Plaintiff is not the same document attached as an exhibit to Plaintiff's Motion for Leave to file an Amended Complaint. (*Compare* Doc#14-1, Doc#20.) Defendant Malson has submitted a Motion to Strike. (Doc#22.) Defendant Malson intends to submit a Motion to Dismiss for Failure to State a claim but does not know which Amended Complaint to address.

Wherefore, Plaintiff seeks an extension of time until 14 days after the Court rules on the Motion to Strike to respond to the operative Amended Complaint.

Respectfully submitted,

/s/ Joshua Engel
JOSHUA ADAM ENGEL (OH 0075769)
SCOTT O'REILLY (OH 0075717)
ENGEL AND MARTIN, LLC
4660 Duke Drive, Ste. 101
Mason, OH 45040
(513) 445-9600
(513) 492-8989 (Fax)
engel@engelandmartin.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been electronically served via the Court's CM/ECF system this December 10, 2021 upon all counsel of record.

/s/ Joshua Adam Engel
Joshua Adam Engel (0075769)